

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

This document relates to:

*The County of Summit, Ohio, et al. v.
Purdue Pharma L.P., et al.,*
Case No. 18-op-45090

and

*The County of Cuyahoga v. Purdue Pharma
L.P., et al.,*
Case No. 1:18-op-45004

MDL No. 2804

Hon. Dan Aaron Polster

**DISTRIBUTOR DEFENDANTS' MOTION FOR SUMMARY JUDGMENT ON
PLAINTIFFS' NEGLIGENCE PER SE CLAIMS**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure and the Court's Amended Order Regarding Pretrial Motions for "Track One" Trial, Doc. No. 1709, Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., McKesson Corporation, Prescription Supply Inc., H. D. Smith, LLC, f/k/a H. D. Smith Wholesale Drug Co., H. D. Smith Holdings, LLC, H. D. Smith Holding Company, Henry Schein, Inc., Henry Schein Medical Systems, Inc., and Anda, Inc. (collectively, "Distributor Defendants") move for summary judgment on Plaintiffs' negligence per se claims for the reasons given in the accompanying memorandum of law, which is incorporated here.

Dated: June 28, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that Distributors have served the foregoing on the Parties, the Court, and the Special Masters in accordance with the Court's directions at Doc. No. 1719.

/s/ Robert A. Nicholas

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